

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

9577-6

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: CONTROLLED RELEASE PHARMACEUTICAL DELIVERY DEVICE AND PROCESS FOR PREPARATION THEREOF, the specification of which (check one)

() is attached hereto.

(X) was filed on October 5, 1998 as United States Application Number or PCT International Application Number 09/166,701 on _____, and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulation, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority is claimed, before the filing date of this application.

Prior foreign Application(s)

Number	Country	Day/Month/Year Filed	Priority Claimed
			() Yes () No
			() Yes () No
			() Yes () No
			() Yes () No
			() Yes () No

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States application(s) listed below and PCT International Applications listed above or below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Prior U.S. Provisional, Nonprovisional and/or PCT Application(s)

Application Number	Day/Month/Year Filed	Status (Patented, Pending, Abandoned)	Priority Claimed
60/061,179	06, October, 1997	Pending	Yes

I hereby appoint Beth E. Arnold, Reg. No. 35,430; Sayoko Blodgett-Ford, Reg. No. 40,516; Charles H. Cella, Reg. No. 38,099; John C. Gorecki, Reg. No. 38,471; Edward J. Kelly, Reg. No. 38,936; Donald W. Muirhead, Reg. No. 33,978; Matthew P. Vincent, Reg. No. 36,709; Philip C. Swain, Reg. No. 32,376; and Anita Varma, Reg. No. P43,221; as attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all telephone calls to Donald W. Muirhead at telephone number (617) 832-1257.

Address all correspondence to: Patent Group
Foley, Hoag & Eliot LLP
One Post Office Square
Boston, Ma. 02109-2170

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's signature [Signature] Date Oct 8, 98
Full name of sole or first inventor (given name, family name) Isa Odidi
Residence: 2136 Opal Court, Mississauga, Ontario L5K 2S5, Canada Citizenship: Nigerian
Post Office Address (include zip code) same as above
Inventor's signature [Signature] Date Oct 8, 98
Full name of inventor (given name, family name) Amina Odidi
Residence 2136 Opal Court, Mississauga, Ontario L5K 2S5, Canada Citizenship: Nigerian
Post Office Address (include zip code) same as above
Inventor's signature _____ Date _____
Full name of inventor (given name, family name) _____
Residence _____ Citizenship _____
Post Office Address (include zip code) _____
Inventor's signature _____ Date _____
Full name of inventor (given name, family name) _____
Residence _____ Citizenship _____
Post Office Address (include zip code) _____

() Additional inventors are being named on separately numbered sheets attached hereto.

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION
(continued)
ADDITIONAL INVENTORS

Inventor's signature _____ Date _____
Full name of inventor (given name, family name) _____ Citizenship _____
Residence _____
Post Office Address (include zip code) _____

Inventor's signature _____ Date _____
Full name of inventor (given name, family name) _____ Citizenship _____
Residence _____
Post Office Address (include zip code) _____

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Residence _____
Post Office Address (include zip code) _____

Inventor's signature _____ Date _____
Full name of inventor (given name, family name) _____ Citizenship _____
Residence _____
Post Office Address (include zip code) _____

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27 (b)) - INDEPENDENT INVENTOR**

Docket No.

Serial No.

09/166,701

Filing Date

October 5, 1998

Patent No.

Issue Date

Applicant/

Patentee:

ODIDI, Isa and ODIDI, Amina

Invention:

**CONTROLLED RELEASE PHARMACEUTICAL DELIVERY DEVICE AND PROCESS FOR PREPARATION
THEREOF**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:

- ☐ the specification to be filed herewith.
☒ the application identified above.
☐ the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ No such person, concern or organization exists.
☐ Each such person, concern or organization is listed below.

***NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

FULL NAME

ADDRESS

☐

Individual

☐

Small Business Concern

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Nonprofit Organization

FULL NAME

ADDRESS

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Individual

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Small Business Concern

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Nonprofit Organization

FULL NAME

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Individual

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Small Business Concern

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Nonprofit Organization

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Small Business Concern

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Nonprofit Organization